



California Fair Political Practices Commission

November 21, 1989

Mr. Lance H. Olson
Olson, Connelly, Hagel & Fong
300 Capitol Mall, Suite 350
Sacramento, CA 95814

RE: Your Request for Advice
Our File No. A-89-597

Dear Mr. Olson:

You have requested advice concerning the campaign disclosure provisions of the Political Reform Act (the "Act").^{1/}

QUESTION

May the Jack O'Connell for Assembly Committee reimburse another legislator's campaign committee for Assemblyman O'Connell's proportionate share of rental and use of a county fair booth?

CONCLUSION

The Jack O'Connell for Assembly Committee may not reimburse another legislator's campaign committee for Mr. O'Connell's share of the fees associated with rental and use of a fair booth.

FACTS

Mr. O'Connell proposes to share a booth with another legislator at a county fair. The fair is within the boundaries of the two legislators' districts. For convenience, and in order to accommodate the accounting and booking requirements of the county fair, the other legislator's committee proposes to pay for the entire rental cost of the booth directly to the county fair. Within 30 days of the event, the Jack O'Connell for Assembly Committee proposes to reimburse the other legislator for Mr. O'Connell's share of the fees for use of the booth.

^{1/} Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.

Mr. Lance H. Olson
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ANALYSIS

Officeholders, candidates and their controlled committees may not transfer campaign funds to other candidates or elected officials. Section 85304 states:


No candidate for elective office or committee controlled by that candidate or candidates for elective office shall transfer any contribution to any other candidate for elective office.

Therefore, each legislator must pay the county fair directly for one-half the cost of renting the booth.

If you have additional questions concerning this matter, please contact me at 916/322-5662.

Sincerely,

Kathryn E. Donovan
General Counsel


By: Mary Ann Kvasager
Political Reform Consultant

Law Offices of
OLSON, CONNELLY, HAGEL & FONG

FPPC

September 25, 1989

Oct 18 5 44 AM '89

Jeanne Pritchard
Chief Technical Assistance and
Analysis Division
Fair Political Practices Commission
428 J Street, Suite 800
Sacramento, CA 95814

RE: Request for Advice; Jack O'Connell

Dear Ms. Pritchard:

This office represents Assemblyman Jack O'Connell and his controlled recipient committee Jack O'Connell for Assembly. On behalf of Mr. O'Connell and his committee, we are seeking advice pursuant to the campaign reporting provisions of the Political Reform Act.

Specifically, Mr. O'Connell proposes to share a booth with another legislator at a County Fair within the boundaries of the two legislator's districts. As a matter of convenience, and in order to accommodate the accounting and booking requirements of the fair, one of the two legislators proposes to pay for the entire rental cost of the booth directly to the county fair from his campaign funds. The other legislator proposes within 30 days to reimburse the first legislator for his share of the fees associated with rental and use of the fair booth from his campaign account.

LANCE H. OLSON
BRUCE J. HAGEL
LEROY Y. FONG
ROBERT E. LEIDIGH

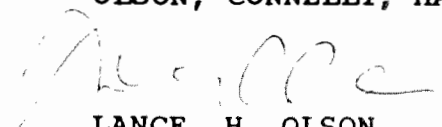
May Mr. O'Connell's campaign committee reimburse the other legislator's campaign committee for Mr. O'Connell's proportionate share of rental and use of the fair booth.

Thank you for your prompt attention in this matter.

OF COUNSEL
LLOYD G. CONNELLY, Member
California State Legislature

Very truly yours,

OLSON, CONNELLY, HAGEL & FONG


LANCE. H. OLSON

LHO/jph
cc: Jack O'Connell



California Fair Political Practices Commission

October 20, 1989

Lance H. Olson
Olson, Connelly, Hagel & Fong
300 Capitol Mall, Suite 350
Sacramento, CA 95814

Re: Letter No. 89-597

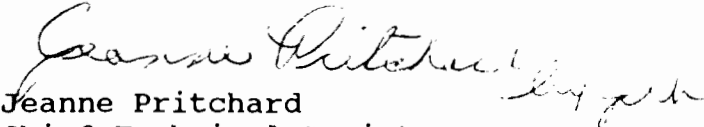
Dear Mr. Olson:

Your letter requesting advice under the Political Reform Act was received on October 18, 1989 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact me directly at (916) 322-5662.

We try to answer all advice requests promptly. Therefore, unless your request poses particularly complex legal questions, or more information is needed, you should expect a response within 21 working days if your request seeks formal written advice. If more information is needed, the person assigned to prepare a response to your request will contact you shortly to advise you as to the information needed. If your request is for informal assistance, we will answer it as quickly as we can. (See Commission Regulation 18329 (2 Cal. Code of Regs. Sec. 18329).)

You also should be aware that your letter and our response are public records which may be disclosed to the public upon receipt of a proper request for disclosure.

Very truly yours,


Jeanne Pritchard
Chief Technical Assistance
and Analysis Division

JP:plh